

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

KATHERINE GARGES,	:	CIVIL ACTION
Plaintiff,	:	
	:	
v.	:	
	:	
The PEOPLE’S LIGHT &	:	
THEATER, Co., <i>et al.</i>,	:	
<i>Defendants.</i>	:	No. 09-2456

ORDER

AND NOW, this 28th day of October, 2010, upon consideration of Defendants’ Motion to Dismiss (Docket No. 8), the Motion is hereby **GRANTED *in part*** and **DENIED *in part***.

The Motion is **GRANTED** to the extent that Defendants seek dismissal of (1) Count 16; (2) Count 21 as against the People’s Light & Theater Company; (3) Count 22; (4) Count 23; (5) Count 24; (6) Count 28; and (7) all references to the Pennsylvania Equal Rights Amendment (“PERA”) in Counts 2, 4, 6, 8, 10, 12 and 14.¹

The Motion is **DENIED** to the extent that Defendants seek dismissal of Counts 1, 3, 5, 7, 9, 11, 13, 19, and 20.²

BY THE COURT:

S/Gene E.K. Pratter
GENE E.K. PRATTER
UNITED STATES DISTRICT JUDGE

¹ Ms. Garges voluntarily withdrew Count 16 and the references to the PERA in her Response to the Motion to Dismiss (Docket No. 9). This was confirmed at oral argument.

² Defendants withdrew this portion of their Motion in their Reply to Response to Motion to Dismiss (Docket No. 10). This was likewise confirmed at oral argument.